

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 13, 2003**

## DIVISION ONE

B156275      People      (Not for Publication)  
v.  
Michael Wilson, et al.

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Mallano, J.

[illegible]

We vacate the sentence imposed on counts 2, 3, 5, and 6. We remand for resentencing on counts 2, 3, and 6 in conformance with our instructions above. The trial court must stay sentence on count 5 under section 654. After resentencing, the trial court must prepare an amended abstract of judgment and forward it to the Department of Corrections. In all other respects, we affirm the judgment.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B163524      Maria V.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Dept of Children & Family Services, r.p.i.)

The petition is denied.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

March 13, 2003 (Continued)

## DIVISION TWO

B156454 People (Not for Publication)  
v.  
Robinson

The true finding on the criminal street gang allegation pursuant to section 186.22, subdivision (b) and the order of a 15-year minimum parole eligibility term is stricken as to each count. In all other respects, the judgment is affirmed. The superior court is directed to correct the abstract of judgment to reflect that the 25-year-to-life enhancement on count 1, murder, is pursuant to section 12022.53, subdivision (d), and that the section 12022.53, subdivision (c) enhancement on count 2, attempted murder, is 20 years.

Boren, P.J.

We concur:   Nott, J.  
                      Doi Todd, J.

## DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B157095 People v. Martinez  
B158236 People v. Escobar et al.  
B154147 People v. O'Brien  
B160086 DCFS v. Randy F.  
B158932 J&D Auto Sales, Inc. v. Klehs et al.

Argument waived, cause submitted.

B155376      Kardas Trading, Inc.  
v.  
Inrabalta, et al.

Merits:  
Argued by William Servey for appellants and by Thomas Kemerer for respondent. Cause submitted.

DIVISION FOUR (Continued)

B156369     Joe Sternlib Electric, Inc.  
              v.  
              Rubinstein, et al.

Merits:  
Argued by Herbert Abrams for appellants and by Carol S. Boyk for  
respondent. Cause submitted.

B157598     Monat  
              v.  
              Highlands Insurance Company

Merits:  
Argued by Robert S. Scuderi for appellant and by Nicholas M. Gedo for  
respondent. Cause submitted.

B152979     Black, et al.  
              v.  
              Yuja, et al.

Merits:  
Argued by Cynthina Tobisman for appellants and by Delores Yarnall for  
respondents. Cause submitted.

B156337     Levitan, et al.  
              v.  
              TV Fanfare, Inc., et al.

Merits:  
Argued by Joel P. Kelly for appellant Fanfare Media Works, Inc., by  
Michael W. Garrison, Jr. for appellant Rosenthal and by Lisa Saveri for  
respondents. Cause submitted.

DIVISION FOUR (Continued)

B156553      Los Angeles County, D.C.S.  
                 v.  
                 John B., et al.

Merits:  
Argued by Michael L. Oddenino for appellant John B., by Kimberly A. Knill for appellant Rosalind B. and by Scott Miller for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B159879 People v. Gomez  
B155835 People v. Miller  
B156579 People v. Davis  
B159262 DCFS v. Nicholas U. et al.  
B155082 Parker v. Kaiser Foundation Hospitals, et al.  
B159388 Wright v. Woolfolk

Argument waived, cause submitted.

B158033      People  
                 v.  
                 Garcia

Merits:  
Argued by Marylou Hillberg for appellant and by Alan D. Tate for respondent. Cause submitted.

B154880      Foster  
                 v.  
                 Justice

Appearances by Marvin M. Mitchelson for appellant and by Dennis M. Wasser for respondent. Appellant formally abandons appeal pursuant to settlement.

DIVISION FOUR (Continued)

B157538 Residents For A Quality City, et al.  
v.  
City of Manhattan Beach

Merits:

Argued by Bill Eisen appellant in propria persona and by Robert V. Wadden, Jr. for respondent. No appearance by appellant Residents for A Quality City. Cause submitted.

B160904 Lease Corporation of America  
v.  
Ice Specialty Entertainment, Inc.

Merits:

Argued by Kevin D. Hughes for appellant and by Jeannine E. Del Monte for respondent. Cause submitted.

B140672 Balaban-Zilke et al.  
v.  
Cigna Healthcare et al.

Merits:

Argued by Jeremy Rosen for appellant Cigna Healthcare, by J. Alan Frederick for appellants Medipace Medical Group et al. and by Christopher E. Angelo for respondent. Cause submitted.

Court adjourned.

DIVISION FIVE

B153096 People (Not for Publication)  
v.  
Manual Hernandez

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.  
Armstrong, J.

## March 13, 2003 (Continued)

## DIVISION FIVE (Continued)

B156581 People (Not for Publication)  
v.  
Fernando Aranda

The judgment is affirmed.

Mosk, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B158202 Dulce Quintana (Not for Publication)  
v.  
Raul Guijosa

The trial court ruling is reversed, and the case is remanded to the superior court for hearing, with direction to that court to assign the matter to a different judicial officer. Appellant shall recover her costs on appeal.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Mosk, J.

(Not for Publication)

B157531      Concerned Residents of Carson Committee, Inc., et al.  
v.  
Board of Trustees of the California State University  
Anschutz Southern California Sports Complex

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Mosk, J.

March 13, 2003 (Continued)

DIVISION FIVE (Continued)

B148579      Harris & Ruble                      (Not for Publication)  
                 v.  
                 C.R. Wojciechowski, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur:    Turner, P.J.  
                 Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J. and G. Bents, Senior Deputy Clerk.

B156660      Vazquez v. Topstar Nursery

Case settled. Matter ordered off calendar.

B159973      In re: Ventana Neighborhood Homeowners' Assoc.

Merits:  
Argued by David Swedelson for appellant. Cause submitted.

B159278      Hayward  
                 v.  
                 Ventura Volvo

Merits:  
Argued by James H. Lehr for appellant and by Lawrence Noble for respondent. Cause submitted.

DIVISION SIX (Continued)

B159435 Elizarraras  
v.  
Lopez

Merits:  
Argued by Earnest C. Bell for appellants and by Raul L. Martinez for respondents. Cause submitted.

B154807 Yates  
v.  
Jackson

Merits:  
Argued by Michael D. Kwasigroch for appellant and by K. Michele Williams for respondent. Cause submitted.

B156636 Marriage  
of  
Davis

Merits:  
Argued by Edward John Thomas for appellant and by Bernard N. Wolf for respondent. Cause submitted.

Court recessed at 11:30 A.M.

Court reconvened at 1:30 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B157843 People v. Fire

Matter ordered off calendar.



DIVISION SIX (Continued)

Each of the following:

B154401 People v. Hurnblad  
B155038 People v. Saenz & Abanto  
B156533 People v. Johnson  
B158205 People v. Copass  
B158426 People v. Chambers  
B158645 People v. Brewer  
B158673 People v. Ferguson  
B158790 People v. Hodge  
B159053 People v. Larsen  
B159100 People v. Amos  
B159550 People v. Darnell  
B159609 People v. Sanchez  
B160554 People v. Ceja  
B161339 People v. Diaz  
B161484 People v. Maheshwari

Argument waived, cause submitted.

B159263     People  
              v.  
              Washington

Merits:

Argued by Richard C. Gilman for appellant and by Steven D. Matthews, Deputy Attorney General, for respondent via video conference. Cause submitted.

B158029     People  
              v.  
              Waddell

Merits:

Argued by Julia Swanson for appellant and by Laura J. Hartquist, Deputy Attorney General, for respondent via video conference. Cause submitted.

March 13, 2003 (Continued)

## DIVISION SIX (Continued)

B158771 People  
v.  
Ramirez

Merits:

Argued by Wayne C. Tobin for appellant and by Herbert S. Tetef, Deputy Attorney General, for respondent via video conference. Cause submitted.

B159644 People  
v.  
Jeremy H.

Merits:

Argued by Curtis L. Clark for appellant and by Thien Huong Tran, Deputy Attorney General, for respondent via video conference. Cause submitted.

Yegan, J. left the bench.

B159449      In re Capistran on Habeas Corpus

Merits:

Argued by Heather L. Bushman, Deputy Attorney General, for appellant  
and by Keith Whattley for respondent. Cause submitted.

Court adjourned at 2:40 P.M.

## DIVISION SEVEN

B153210      Jackson      (Not for Publication)  
v.  
Universal Pictures

The judgment is affirmed. Defendants are to recover their costs on appeal.

Perluss, P.J.

We concur:   Johnson, J.  
                      Woods, J.

DIVISION SEVEN (Continued)

B148292      Nara Bank, N.A.                      (Not for Publication)  
                 v.  
                 Hana Financial

The judgment of the superior court is reversed, and the superior court is directed to enter judgment in favor of appellant. Appellants to recover costs on appeal.

Munoz, J. (Assigned)

We concur:   Perluss, P.J.  
                 Johnson, J.

B155829      Infante                                      (Not for Publication)  
                 v.  
                 Civil Service Commission County of Los Angeles

The judgment is affirmed.

Munoz, J. (Assigned)

We concur:   Perluss, P.J.  
                 Woods, J.

B154703      Gruber                                      (Not for Publication)  
                 v.  
                 Federal National Mortgage Assn.

The judgment is affirmed. Fannie Mae is entitled to costs on appeal.

Munoz, J. (Assigned)

We concur:   Perluss, P.J.  
                 Johnson, J.

March 13, 2003 (Continued)

DIVISION SEVEN (Continued)

B156499      Trustco 400, et al.                      (Not for Publication)  
                 v.  
                 Butler

The judgment is affirmed. Each party to bear their own costs.

Munoz, J. (Assigned)

We concur:   Johnson, Acting P.J.  
                 Woods, J.